

EAST PENDELTON WATER DISTRICT

P.S.C. Ky. No.I.....

Cancels P.S.C. Ky. No.

EAST PENDLETON WATER DISTRICT

Hwy. 10 R. 1 Foster, Kentucky 41043

OF

600 Woodson Road, Falmouth, Kentucky 41040

Rates, Rules and Regulations for Furnishing

Water Service

AT

Northeast Portion of Pendleton Co. and Southeastern Campbell Co.

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

ISSUED AUG. 16, 1991

EFFECTIVE AUG. 20, 1991

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 20 1991

PURSUANT TO 807 KAR 5:011.
SECTION 9 (1)

BY: George Hall
PUBLIC SERVICE COMMISSION MANAGER

ISSUED BY East Pendleton Water Dist.

(Name of Utility)

BY Paul E Hall
Chairman

FOR Northeast Portion of Pendleton County
Community, Town or City

P.S.C. KY. NO. 1

SHEET NO.

East Pendleton Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RATES AND CHARGES

SPECIAL NON-RECURRING CHARGES:

Meter Connection	\$747.91
Customer Meter Deposit	50.00
Meter Testing Charge (One time per year)	30.00 (I)
Returned Check Charge	25.00 (I)
Service Re-connection Charge	40.00 (I)
Service Re-connection Charge (After Hours)	55.00 (I)
Field Collection Charge	30.00 (N)

RECEIVED

AUG 19 2004

FINANCIAL ANALYSIS

DATE OF ISSUE

Month / Date / Year

DATE EFFECTIVE

ISSUED BY *Lishe H. Hester*
(Signature of Officer)

TITLE CHAIRMAN

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2004-00148 DATED July 12, 2004

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/12/2004
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

By *[Signature]*
Executive Director

FOR Northeast Portion County
of Pendleton County
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

East Pendleton County Water District
(Name of Utility)

RATES

Monthly Rates

5/8" & 3/4" Meters

First	1,000	gallons	\$17.75	Minimum bill
Next	99,000	gallons	6.51	per 1,000 gallons
Over	100,000	gallons	5.55	per 1,000 gallons

1 1/4" Meters

First	20,000	gallons	\$141.44	Minimum bill
Next	80,000	gallons	6.51	per 1,000 gallons
Over	100,000	gallons	5.55	per 1,000 gallons

2" & 3" Meters

First	100,000	gallons	\$662.24	Minimum bill
Over	100,000	gallons	5.55	per 1,000 gallons

DATE OF ISSUE _____

Month / Date / Year

DATE EFFECTIVE 3-15-2004

Month / Date / Year

ISSUED BY Leslie Herbst

(Signature of Officer)

TITLE CHAIRMAN

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2004-00050 DATED 3-15-2004

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 15 2004

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY [Signature]
EXECUTIVE DIRECTOR

FOR Northeast portion of Pendleton County

P.S.C. Ky No. 1

Original SHEET No. 3

CANCELLING P.S.C. Ky No.

East Pendleton Water District

 SHEET No.

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of water service by East Pendleton Water District hereinafter referred to as the Utility and applies to all service received from the Utility. No employee or individual director of the Utility is permitted to make an exception to Rates, Rules or Regulations. All Rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The Utility is further subject to all Rules and Regulations of the Commission even though not contained herein.

REVISIONS

These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the Public Service Commission, and shall have the same force as the present Rules and Regulations.

SERVICE AREA

The Utility furnishes water service to Customers located Northeast Pendleton County, Kentucky.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AVAILABILITY

Water Service is available to any domestic, commercial or industrial consumer within the Utility's Area.

JAN 23 1987
PURSUANT TO 807 KAR 5-011,
SECTION 9 (1)
BY: *J. Geoghegan*

WATER FAILURE

The Utility is responsible for water failure only when in control of the Utility's employees. No consumer is paid damages for equipment unless such damages are specifically found to be caused by an act of negligence on the part of the Utility or its employees.

PROTECTION BY CONSUMER

Consumer shall protect the equipment of the Utility on his premises and shall not interfere with Utility's property or permit interference except by duly authorized representatives of the Utility.

DATE OF ISSUE February 20, 1987

DATE EFFECTIVE January 23, 1987

ISSUED BY

Paul E. Hall Chairman
Name of Officer Title

Route 1, Foster, KY 41043

Address

FOR Northeast portion of Pendleton County

P.S.C. Ky No. 1

Original SHEET No. 4

CANCELLING P.S.C. Ky No. _____

East Pendleton Water District

_____ SHEET No. _____

RULES AND REGULATIONS

NOTICE OF TROUBLE

Consumer shall give immediate notice to the Utility of any irregularities or unsatisfactory service and of any defects known to consumer.

MAINTENANCE

The Utility may at any time deemed necessary, suspend water service to any consumer or consumers for the purpose of making repairs, changes or improvements upon any part of its system. The Utility shall give reasonable notice of such suspension of service to the Consumer.

The Utility shall be responsible for the maintenance of that portion of the service line installed by the Utility and the consumer shall be responsible for the maintenance of that portion thereof installed by the consumer.

EXTENSION OF SERVICE

Extension of service shall be in accordance with 807 KAR 5:066E, ~~SECTION 12~~ PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

LINE RELOCATIONS

When necessary to move or relocate facilities, the cost will be paid by party or parties requesting such relocation.

BILLING, COLLECTION, PENALTIES

Bills for water service furnished by the water system will be mailed no later than the 5th day of each month and will be due and payable within 10 days. A 10% late payment penalty charge will be applicable after the due date of any account.

BY: J. Geoghegan
PURSUANT TO 807 KAR 5:011, SECTION 9 (1)

DATE OF ISSUE February 20, 1987

DATE EFFECTIVE January 23, 1987

ISSUED BY

Paul E. Hall
Name of Officer

Chairman
Title

Route 1, Foster, KY 41043
Address

FOR Northeast portion of Pendleton County

P.S.C. Ky No. 1

Original SHEET No. 5

CANCELLING P.S.C. Ky No. _____

East Pendleton Water District

_____ SHEET No. _____

RULES AND REGULATIONS

DEPOSITS

The Utility may require from any customer or applicant for service a cash deposit or other guaranty to secure payment of bills not to exceed two-twelfth (2/12) of the estimated annual bill of such customer or applicant where bills are rendered monthly, or three-twelfths (3/12) of the estimated annual bill where bills are rendered bi-monthly, or four-twelfths (4/12) of the estimated annual bill where bills are rendered quarterly. Interest at the rate of six percent (6%) per annum will be paid on deposits so required accruing from the date of deposit.

DISCONTINUANCE OF SERVICE BY UTILITY

The Utility may refuse or discontinue service to an applicant or customer, after proper notice, for failure to comply with its rules and regulations or state and municipal rules and regulations, when a customer or applicant refuses or neglects to provide reasonable access to the premises, for fraudulent or illegal use of service, or for nonpayment of bills. If discontinuance is for non-payment of bills, the customer shall be given at least forty-eight (48) hours written notice, separate from the original bill, and cut-off shall be effected not less than twenty (20) days after the mailing date of the original bill unless, prior to discontinuance, a residential customer presents to the utility a written certificate, signed by a physician, registered nurse, or public health officer, that such discontinuance will aggravate an existing illness or infirmity on the affected premises, in which case discontinuance may not be effected until the affected resident can make other living arrangements or until not less than ten (10) days elapse from the date of the Utility's notification. When a dangerous condition is found to exist on the customer's or applicant's premises, the service shall be cut off without notice or refused.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 23 1987

PURSUANT TO 807 KAR 6-011,
SECTION 9 (1)

BY: J. Geoghegan

DATE OF ISSUE February 20, 1987

DATE EFFECTIVE January 23, 1987

ISSUED BY Paul E. Hall Chairman
Name of Officer Title

Route 1, Foster, KY 41043
Address

FOR Northeast portion of Pendleton County

P.S.C. Ky No. 1

Original SHEET No. 6

CANCELLING P.S.C. Ky No. _____

East Pendleton Water District

_____ SHEET No. _____

RULES AND REGULATIONS

PURCHASED WATER ADJUSTMENT APPLICABLE TO ALL RATE SCHEDULES

The rate authorized herein are based upon the wholesale cost of water to the Applicant as computed upon rates of its wholesale suppliers then currently in effect under valid contracts or under wholesale tariffs of this Commission. For the purpose of this purchased water adjustment clause, these rates shall be considered as the base rate for purchased water. In the event there is an increase in this base rate the Applicant shall file with this Commission the following information:

(1) A copy of the wholesale supplier tariff or wholesale tariff of this Commission effecting the change in the base rate and a statement relative to the effective date of such proposed change.

(2) A statement setting out the details of water purchased under the provision of the base rate for the previous twelve months showing billing under the base rate and under the proposed revised rate applicable to this service.

(3) A statement setting out the details of water sold for the previous twelve months.

(4) A balance sheet as of the end of the latest twelve month period and a statement of operating expenses and revenues in the same detail as reported to this Commission in the Utility's Annual Report.

(5) Such other information as this Commission may request for a proper determination of the purchased water adjustment.

In the event there is a decrease in purchased water costs or refund, the Applicant shall file the information required in 1, 2, and 4 above.

Upon receipt of this information, this Commission will review the effect of the revised rate on the operation of the Applicant and will issue its order setting out the purchased water adjustment that the Utility shall apply to its rates. **PUBLIC SERVICE COMMISSION OF KENTUCKY**
EFFECTIVE

JAN 23 1987

PURSUANT TO 807 KAR 011,
SECTION 9 (1)

BY: J. G. Gresham

DATE OF ISSUE February 20, 1987

DATE EFFECTIVE January 23, 1987

ISSUED BY

Paul E. Hall
Name of Officer

Chairman
Title

Route 1, Foster, KY 41043
Address

Northeast Portion of
FOR Pendleton County

P.S.C. Ky No. 1

Original SHEET No. 7

CANCELLING P.S.C. Ky No. _____

East Pendleton Water District

SHEET No. _____

RULES AND REGULATIONS

The maximum amount of the adjustment so prescribed shall not produce revenue adjustments based upon the actual preceding twelve-month period, greater than the difference between the purchased water billed at the then existing rates and the purchased water billed at the revised rate.

On and after the effective date of this rate schedule, if any increase or decrease is made in the rate at which Company's water suppliers sell water to the Company, the unit charges of the aforesaid rate schedule shall be increased or decreased by a Purchased Water Adjustment determined as follows:

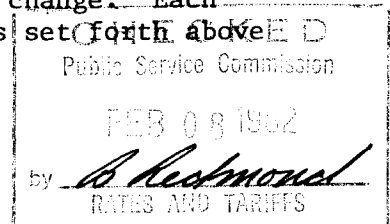
(1) Water Purchases will be determined by the Company under suppliers applicable rate schedule during a period of twelve calendar months ending within three months preceding the month of the effective date of the supplier's rate change. Such purchases shall be:

- (a) At the Base Supplier Rate
- (b) At the New Supplier Rate

(2) The difference between the amounts so determined shall be divided by the number of cubic feet/gallons of water sold by the Company during the said twelve-month period. The unit charged or credit so determined, expressed in cents per cubic feet/gallons, shall be the Purchased Water Adjustment applicable to consumer billings, unless water loss exceeding fifteen (15) percent.

(3) If the water loss exceeds fifteen (15) percent, the actual water sales shall be divided by eighty-five (85) percent yielding the maximum allowable water purchases. The maximum allowable water purchases will then be multiplied by the change in cost per gallons, yielding the total allowable change. The total allowable change shall then be divided by the actual number of gallons sold, yielding the purchased water adjustment expressed in cents per gallon.

(4) The new supplier rate shall become the Base Supplier Rate to be used in measuring the effect of any subsequent supplier rate change. Each such subsequent change shall be treated in the same manner as the establishment of a new Base Supplier Rate.



DATE OF ISSUE January 18, 1982

DATE EFFECTIVE January 8, 1982

ISSUED BY Paul E. Hall
Name of Officer

Chairman
Title

Route #1 Foster, KY 41043
Address

Form for filing Rate Schedules

For Northeast Pendleton County
Community, Town, or City

P.S.C. No. 1

1st Revised SHEET No. 8

CANCELLING P.S.C. No. 1

Original SHEET No. 8

East Pendleton Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE
PER UNIT

(1) The "Refundable Amount" shall be the amount received by the Company as a refund. Such refundable amount shall be divided by the number of gallons of water that Company estimated it will sell to its customers during the four-month period commencing with the first day of the month following receipt of the refund, thus determining a "Refund Factor". T

(2) Effective with meter readings taken on and after the first day of the second month following receipt of the refund, the Company will reduce by the Refund Factor so determined and Purchased Water Adjustment that would otherwise be applicable during such period. Provided, however, that the period of reduced Purchased Water Adjustment will be adjusted, if necessary, in order to refund as nearly as possible the Refundable Amount.

(3) In the event of any large or unusual refunds, the Company may apply to the Public Service Commission for the right to depart from the refund procedure herein set forth. T

~~The base rate for purchased water for the future application of this Purchased Water Adjustment Clause is:~~

~~Supplier~~ ~~Rate~~
~~City of Falmouth, KY~~ ~~\$1.47 per 1,000 gallons~~
MAY 15 1987

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

PURSUANT TO 807 KAR 5:011,

SECTION 9 (1)

BY: J. Leachman

DATE OF ISSUE May 27, 1987

DATE EFFECTIVE May 15, 1987

ISSUED BY

Paul E. Hall
Name of Officer

TITLE

Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. 9939 dated 6-22-87.

FOR NORTHEAST PORTION OF PENDLETON COUNTY

P.S.C. Ky No. 1

ORIGINAL SHEET No. 9

CANCELLING P.S.C. Ky No. _____

EAST PENDLETON WATER DISTRICT

SHEET No. _____

RULES AND REGULATIONS

EXTENSIONS OF MAINS TO APPLICANTS FOR SERVICE

1. EXTENSIONS OF 50 FEET OR LESS PER APPLICANT.

AN APPLICANT WITH A POINT OF SERVICE THAT CAN BE REACHED BY A MAIN EXTENSION OF 50 FEET OR LESS WILL BE PROVIDED SERVICE WITHOUT CHARGE FOR THE MAIN EXTENSION ITSELF IF AN AGREEMENT TO USE SERVICE FOR ONE YEAR IS MADE AND A GUARANTEE THEREOF IS PROVIDED. THE UTILITY WILL BEAR THE COST OF THE MAIN EXTENSION. THE APPLICANT'S COST WILL BE IN ACCORDANCE WITH THE UTILITY'S APPROVED TARIFFS FOR METERED SERVICE CONNECTIONS.

IN LIKE MANNER, THE UTILITY WILL BEAR THE COST OF AN EXTENSION OF 100 FEET FOR 2 APPLICANTS, 150 FEET FOR 3 APPLICANTS, 200 FEET FOR 4 APPLICANTS, ETC. THIS MAY BE REFERRED TO AS THE "50 FOOT RULE". THE REGULATION FOR EXTENSIONS OF MORE THAN 50 FEET PER APPLICANT ARE DEFINED UNDER THE REGULATION HEREIN BY THAT TITLE.

2. EXTENSIONS OF MORE THAN 50 FEET PER APPLICANT.

APPLICANTS THAT CANNOT BE REACHED BY 50 FEET OF EXTENSION PER APPLICANT WILL PAY FOR THE EXTENSION FOOTAGE THAT EXCEEDS 50 FEET PER APPLICANT. THEIR COST WILL BE BASED ON THE AVERAGE COST PER FOOT OF THE EXTENSION MULTIPLIED BY THE EXCESS FOOTAGE; WITH EACH APPLICANT BEARING AN EQUAL SHARE OF THIS COST.

APPLICANTS WILL HAVE AN OPPORTUNITY TO RECOVER SOME OF THEIR COST AS NEW APPLICANTS ARE CONNECTED DIRECTLY TO THE EXTENSION: (A) FROM THE 5 YEAR COST SHARING PLAN DESCRIBED HEREIN AND (B) FROM THE 10 YEAR (50 FOOT REFUND) PLAN DESCRIBED BY REGULATIONS OF THE KENTUCKY PUBLIC SERVICE COMMISSION: 807KAR 5:066, SECTION 12.2 (B). DURING THE "10-YEAR REFUND PLAN", THE APPLICANTS OF INTEREST IN THE EXTENSION WILL RECEIVE EQUAL SHARES OF THE DOLLAR VALUE OF 50 FEET OF THE EXTENSION FOR EACH NEW APPLICANT CONNECTED DIRECTLY TO THE EXTENSION. DURING THE EFFECTIVE PERIOD OF THE "COST SHARING PLAN", AN EQUAL SHARE OF THE CONTRIBUTION REQUIRED OF NEWLY CONNECTED APPLICANTS WILL BE REFUNDED BY THE DISTRICT TO ALL APPLICANTS OF INTEREST AND EACH NEWLY CONNECTED APPLICANT WILL BECOME AN APPLICANT OF INTEREST IN THE EXTENSION AFTER THEIR CONTRIBUTION IS RECEIVED BY THE DISTRICT. THE CONTRIBUTION FOR EACH NEW APPLICANT WILL BE BASED ON A RECOMPUTATION OF DISTRICT'S SHARE OF COST AND APPLICANT'S SHARE OF COST IN ACCORDANCE WITH THE METHOD SHOWN ON ATTACHMENT NUMBER 1 TO THIS REGULATION.

PUBLIC SERVICE COMMISSION
OF KENTUCKY

DEC 16 1988

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

BY: Paul E. Hall
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE DECEMBER 30, 1988

DATE EFFECTIVE DECEMBER 16, 1988

ISSUED BY Paul E. Hall CHAIRMAN ROUTE 1, FOSTER, KENTUCKY 41043
Name of Officer Title Address

FOR Northeast Portion of Pendleton County
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 10

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

East Pendleton Water District
(Name of Utility)

RULES AND REGULATIONS

Leak Adjustments.

East Pendleton County Water District will recalculate and adjust a bill for water service under the following conditions:

1. The customer makes a written request for an adjustment due to a leak or faulty equipment on the customer side of water meter. This request must state the nature of the faulty equipment or leak, be accompanied by documentary evidence that repairs have been performed (e.g., itemized receipt for repair materials), and be given under oath. When a licensed plumber performs the repair work, the customer should provide a sworn statement or billing invoice from a licensed plumber stating the nature of the leak and the repairs performed and itemized receipts for repair materials.
2. An adjustment for a leak or faulty equipment shall be made only once during a 12-month period.

Calculation of Billing Adjustment: The customer's adjusted bill will be the sum of the customer's average monthly usage over a 12-month period billed at the utility's effective rates at the time of service and the difference between the customer's actual usage for the period in question and average monthly usage over a 12-month period billed at the rate that is \$2.00 per 1,000 gallons less than the present rate. If meter readings are not available for an entire 12-month period, the utility may estimate water usage, subject to an upward or downward adjustment once a 12-month average of actual meter readings can be calculated.

DATE OF ISSUE _____

Month / Date / Year

DATE EFFECTIVE _____

ISSUED BY Leslie Herbst _____
Month Date Year
(Signature of Officer)

TITLE CHAIRMAN

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2004-00148 DATED July 12, 2004

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/12/2004
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)**

By [Signature]
Executive Director

FOR Northeast Portion of Pendleton County
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 11

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

East Pendleton Water District
(Name of Utility)

RULES AND REGULATIONS

D. Special Non-recurring Charges:

1. The utility will collect for special nonrecurring charges to recover customer-specific costs incurred which would otherwise result in monetary loss to the utility or increased rates to other customers to whom no benefits accrue from the service provided or action taken. The utility may establish or change any special nonrecurring charge by applying for Public Service Commission approval of such charge in accordance with the provisions of 807 KAR 5:011, Section 10.
2. Special nonrecurring charges will be applied uniformly throughout the area served by the utility. Such charges will relate directly to the service performed or action taken and only yield enough revenue to pay the expenses incurred in rendering the service.
3. The utility will assess a charge for the following non-recurring services:
 - a) Connection/Turn-on Charge: Will be assessed for new service turn-ons, seasonal turn-ons, temporary service, or transfer of service. The charge will not be made for initial installation of service where a meter connection/tap-on charge is applicable.
 - b) Field Collection Charge: Will be assessed when a utility representative visits the premises of the service connection to terminate service, and the customer is on-site and pays the bill to avoid termination of service. This fee may only be charged once per billing period.
 - c) Late Payment Penalty: Will be assessed on the delinquent amount of the bill, less taxes.
 - d) Meter Relocation Charge: Will be assessed when a customer or other authorized person requests that a meter be relocated, changed, or modified. Those requesting a change must reimburse the utility for the actual costs

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Besley Herbst
(Signature of Officer)

TITLE CHAIRMAN

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2004-00148 DATED July 12, 2004

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/12/2004
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)**

By [Signature]
Executive Director

FOR Northeast Portion of Pendleton County
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 12

CANCELLING P.S.C. KY. NO. _____

SHEET NO. _____

East Pendleton Water District
(Name of Utility)

RULES AND REGULATIONS

incurred, including but not limited to appropriate legal, administrative, engineering, overhead, or other related costs.

- e) Meter Re-read Charge: Will be assessed when a customer requests the utility to re-read the customer's meter and the re-read proves that the original meter reading was correct.
- f) Meter Test Charge: Will be assessed when a customer requests the utility perform a test on the customer's meter to check for accuracy, and the test shows the customer's meter is not more than two percent (2%) fast.
- g) Reconnection Charge: Will be assessed to reconnect service that has been terminated for non-payment of service or for violation of Utility or Public Service Commission rules and regulations, and will include the cost of the service trip for both the disconnection and the reconnection.
- h) Returned Check Charge: Will be assessed when a customer's check is returned, either due to insufficient funds or other reason due to customer fault.
- i) Service Call/Investigation Charge: Will be assessed when a customer requests the onsite presence of utility personnel to investigate a service problem and the problem is a result of the customer's own plumbing facilities, beyond the utility's delivery point, or not caused by failure of utility facilities. Any maintenance and repair of facilities beyond the utility's delivery point is the responsibility of the customer.
- j) Service Line Inspection Charge: Will be assessed to inspect a customer's service line from the point of delivery at the meter service to the point of usage. The service line inspection charge will be waived if confirmation is received from the Kentucky State Plumbing Inspector that a state plumbing

DATE OF ISSUE _____

Month / Date / Year

DATE EFFECTIVE _____

ISSUED BY Leslie Herbert _____

Month / Date / Year

(Signature of Officer)

TITLE CHAIRMAN

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. 2004-00148 DATED July 12, 2004

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/12/2004
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)**

By [Signature]
Executive Director

Water Main Extension Agreement
Attachment Number 1

Worksheet For Calculation Of
Customer Contribution For Water Main Extension

Name of Extension: _____
Location - Beginning At: _____
Ending At: _____
Date Placed in Service: _____

1. Total Cost of Extension (Not Including Meter Connections)	\$ _____
2. Divided By Total Length of Water Main in Feet	+ _____ Ft.
3. Cost Per Foot of Main	= \$ _____ /Ft.
4. 50 Feet Times Cost/Foot	X _____ 50 FT.
5. District's Portion of Cost Per Customer	= \$ _____
6. Times Number of Applicants Connected to Extension	X _____
7. District's Total Portion Of Cost	= \$ _____
8. Total Cost of Extension (Line 1)	\$ _____
9. Minus District's Total Portion Of Cost (Line 7)	- _____
10. Part To Be Paid By Applicant	= _____
11. Divided By Number of Applicant (Line 6)	+ _____
12. Each Applicant's Required Contribution For The Water Main Extension Itself (Subject To Refund)	\$ _____
13. Plus The Approved "Tap-On-Fee" (Not Refundable)	+ \$ _____
14. Total Contribution To Be Paid By Each Applicant Connected To The Main Extension As Of This Date _____	= _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY

DEC 16 1988

PURSUANT TO KRS 5:011,
SECTION 9(1)

BY: Shayne Miller
PUBLIC SERVICE COMMISSION MANAGER

ISSUED BY Leslie Hurst TITLE Chairman

SUMMARY
OF
ORDINANCE NO. 340.5

RECEIVED

JUN - 4 2001

PSC
FINANCIAL ANALYSIS

AN ORDINANCE AUTHORIZING THE COUNTY JUDGE-EXECUTIVE TO
ISSUE EXECUTIVE ORDERS TO DEAL WITH DROUGHT CONDITIONS,
DESCRIBING LEVELS OF WATER CONSERVATION MEASURES; DEALING
WITH RATIONING; AND IMPOSING PENALTIES.

BE IT ORDAINED by the Fiscal Court of County of Pendleton, Commonwealth
of Kentucky:

Section 1 describes the purpose of this ordinance being to insure to the extent
possible the continued availability of as much water for public use as possible, consistent
with prudent planning and conservation measures.

Section 2 the various phases of water use restrictions, including the "advisory
phase," "alert phase," "emergency phase," and "water rationing phase."

It also defines Classes 1 through Class 3, also known as "essential, socially or
economically important, and non-essential uses.

Section 3 explains the aforementioned phases based upon the availability of
water supply.

Section 4 authorizes the Judge-Executive to ban or restrict uses by executive
order unless countermanded by vote of six (6) members of Fiscal Court.

Section 5 provides that such orders may provide for a ban on all Class 3 uses,
restrictions on Class 2 and 1 uses, and restrictions or ban such uses during certain parts
of the day in various parts of the County.

Section 6 provides for immediate reduction of use of 25% during rationing and
up to 40% reduction after 10 days.

Section 7 requires all utility operators to develop and present a described
rationing plan to the Judge-Executive.

Section 8 states that the ordinance is enacted pursuant to authority granted by
KRS 67.083(3)(h), but shall not be deemed to interfere with the minimal rights of land
owners under KRS 151.210(1) or with other statutory or common law riparian rights.

Section 9 Any person violating this ordinance or any Executive Order issued
rationing plan implemented pursuant to authority or mandate granted hereunder shall be

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUL 04 2001

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

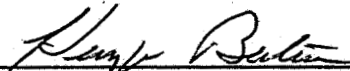
BY: Stephan Bue
SECRETARY OF THE COMMISSION

issued a citation by a law enforcement officer and/or may be charged by any other person upon a summons or warrant:

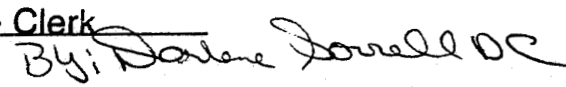
- (a) For a first violation the person shall be warned only.
- (b) For a second violation and/or each subsequent violation, with each subsequent failure to cease and desist from the violation, regardless of lapse of time between the violations and/or the continued violation potentially giving rise to and constituting multiple violations, the person shall be subject to arrest, a fine of up to Five Hundred (\$500.00) Dollars and up to one (1) year in jail.
- (c) For violations by a household or a business where the individual operator or user is unknown, the head of such household or in the case of a business the proprietor or an on-site or off-site officer of said business enterprise may be cited or arrested and charged for the offense.

Section 10-12 provides for severability and effective dates and periods.

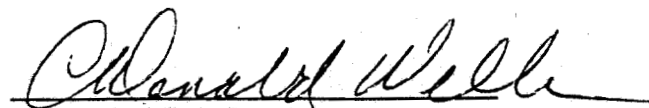
A full text of the ordinance may be found and is available for public inspection in the office of the Pendleton County Judge-Executive and/or the Pendleton County Clerk's Office, Falmouth, Kentucky.


HENRY W. BERTRAM,
Pendleton County Judge-Executive

ATTEST:

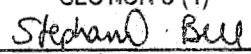
Bonnie S. Monroe - Clerk
BONNIE MONROE, 
Pendleton County Clerk

IT IS HEREBY CERTIFIED that the above summary of Pendleton County Ordinance No. 340.5 has been prepared in accordance with Kentucky Revised Statutes by the undersigned, who is an attorney licensed to practice law in the Commonwealth of Kentucky.


C. DONALD WELLS
Pendleton County Attorney
114 West Shelby Street
Falmouth, Kentucky 40401
(606) 654-6330

KENTUCKY SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUL 04 2001

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: 
SECRETARY OF THE COMMISSION

ORDINANCE NO. 340.5

**AN ORDINANCE AUTHORIZING THE COUNTY JUDGE-EXECUTIVE TO
ISSUE EXECUTIVE ORDERS TO DEAL WITH DROUGHT CONDITIONS;
DESCRIBING LEVELS OF WATER CONSERVATION MEASURES; DEALING
WITH RATIONING; AND IMPOSING PENALTIES.**

BE IT ORDAINED by the Fiscal Court of County of Pendleton, Commonwealth of Kentucky:

Section 1: Purpose: The purpose of this ordinance is to insure to the extent possible the continued availability of as much water for public use as possible, consistent with prudent planning and conservation measures.

Section 2: Definitions:

(a) "Advisory Phase," as the term is used in this ordinance, shall mean that designation from time to time assigned to a watershed/water supply by the Division of Water, Cabinet for Natural Resources that indicates the need to:

- (1) Issue a water shortage advisory.
- (2) Set conservation goals and prepare for decreasing supply.
- (3) Inform the public about the potential problem.
- (4) Request voluntary conservation.

(b) "Alert Phase," as the term is used in this ordinance, shall mean that designation from time to time assigned to a watershed/water supply by the Division of Water, Cabinet for Natural Resources that indicates the need to:

- (1) Issue a water shortage alert.
- (2) Set more stringent conservation goals (than for the "advisory phase").
- (3) Ban or restrict some or all non-essential (Class 3) uses.
- (4) Inform the public about the problem.
- (5) Request voluntary conservation for all water use.
- (6) Monitor compliance with the ban on non-essential use and enforce when necessary.

(c) "Emergency phase," as the term is used in this ordinance, shall mean that designation from time to time assigned to the watershed/water supply by the Division of Water, Cabinet for Natural Resources that indicates the need to:

- (1) Issue a water shortage emergency declaration.
- (2) Set more stringent conservation goals (than for the phase").

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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

JUL 04 2001

(3) Ban all non-essential (Class 3) and restrict socially and economically important (Class 2) water uses.

(4) Inform the public.

(5) Enact conservation water pricing.

(6) Monitor all drought-related activities, especially compliance with the bans and enforce as necessary.

d. "Water rationing phase," as used in this ordinance, shall mean that designation from time to time assigned to the watershed/water supply by the Division of Water, Cabinet for Natural Resources that indicates the need to:

(1) Begin mandatory allocation of water.

(2) Immediately reduce usage by 25 percent.

(3) Inform the public.

(4) Enact conservation pricing.

(5) Set new conservation goals and monitor all shortage-related activities, especially compliance with the allocations, with enforcement as necessary.

e. "Essential uses (of water)," as the term is used in this ordinance, shall mean only those uses of water necessary to sustain life and lives of persons and domestic pets, maintain minimum standards of hygiene and sanitation, and to address the public safety (for example, fire fighting and dispersing chemical spills) and are further called Class 1 uses.

f. "Non-essential uses (of water)," as the term is used in this ordinance shall mean those uses of water that has no direct connection to the public health, safety, or economic or social well-being, such as: using fire hydrants except for emergencies; flushing sewers and hydrants except as needed to ensure public health and safety; serving water in restaurants and other places, except by customer request; failure to repair a controllable leak, increasing water levels in scenic and recreational ponds and lakes, except as necessary to support fish and wildlife; fountains, reflecting pools, and artificial water falls, use of water for dirt control; watering annual or non-woody plants (other than watering vegetable gardens and the irrigation of crops), watering lawns, parks, golf course fairways, playing fields, and other recreational areas; washing sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surface areas; washing down buildings except for fire protection, flushing gutters or permitting water to run or accumulate in any gutter or street, non-commercial washing of vehicles and any obviously wasteful use, and are further called Class 3 uses.

g. "Socially or economically important uses (of water)," also known as Class 2 uses, as the term is used in this ordinance, shall mean all uses other than "Class 1" or "Class 3" uses, and shall include among other things the watering of livestock, watering of vegetable gardens, and irrigation of crops.

OFFICE OF THE CLERK OF THE JUDICIAL BRANCH
COMMONWEALTH OF KENTUCKY
EFFECTIVE

JUL 04 2001

h. "Rationing," as the term is used in this ordinance, shall mean procedures established to provide for the equitable distribution of critically-limited water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3: The aforementioned phases shall be based upon criteria established by the Division of Water, Cabinet for Natural Resources, to wit:

a. Advisory: conditions indicate the potential for serious water supply shortages; with respect to streams where the demand equals 20-40% of the flow at the water intake; and with respect to reservoirs, when the available supply is down to 45-60 days.

b. Alert: when there exist visible or measurable signs that supplies are significantly lower than the seasonal norm and are diminishing; with respect to streams where the demand equals 40-65% of the flow at the water intake; and with respect to reservoirs, when the available supply is down to 21-45 days.

c. Critical (Emergency): when the water utility is experiencing a shortage with respect to streams where the demand equals 65-75% of the flow at the water intake; and with respect to reservoirs, when the available supply is down to 14-21 days.

d. Rationing: when the supply of water is clearly inadequate to meet projected demands; with respect to streams where the demand exceeds 75% of the flow at the water intake; and with respect to reservoirs, when the available supply is down to less than 14 days.

Section 4: The County Judge-Executive is hereby granted the authority to implement restrictions on water use, when he or she determines the need to exist, by the issuance of executive orders which shall remain in effect until removed by him or her or countermanded by a vote of at least six (6) members of Fiscal Court at a regular or special meeting called for purpose of such consideration.

Section 5: Any such executive order may refer to the aforementioned and defined terms and call for voluntary conservation, restrictions or bans on Class 3 uses, and/or restrictions on Class 2 and 1 uses in his or her considered discretion, and may further restrict or ban such uses at certain parts of the day in various parts of the county.

Section 6: Any such executive order may order rationing of available supplies where the same are metered, and require that total metered use be immediately curtailed by up to twenty-five (25%) percent and up to forty (40%) percent after a period of ten (10) days.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
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JUL 04 2001

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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan Bue
SECRETARY OF THE COMMISSION

Section 7: All water utility operators shall forthwith develop a rationing plan that will equitably distribute critically short water supplies among customers in the event rationing is ordered hereunder, and shall present the same to the County Judge-Executive when requested.

Said plan shall provide for:

- (a) An immediate reduction in use of up to 25% normal.
- (b) Capability of further reduction as necessary up to 40% of normal.
- (c) Equal sacrifice on the part of each customer in a class, although preference shall be for less severe, ultimate restrictions on residential as opposed to commercial uses.
- (d) Preservation of sufficient supplies for the needs of public health and sanitation and for fire protection and other emergency service.

Said plan may also provide for:

- (e) Temporary service interruptions.
- (f) Excess user charges, which shall be placed in a reserve account dedicated to addressing water shortage problems and water conservation initiatives or such other purposes as the Public Service Commission or other governing body may later direct.
- (g) Discontinuation of service to any customer who fails to heed a warning.

Section 8: This ordinance is enacted pursuant to authority granted by KRS 67.083(3)(h), but shall not be deemed to interfere with the minimal rights of land owners under KRS 151.210(1) or with other statutory or common law riparian rights.

Section 9. Any person violating this ordinance or any Executive Order issued or rationing plan implemented pursuant to authority or mandate granted hereunder shall be issued a citation by a law enforcement officer and/or may be charged by any other person upon a summons or warrant:

- (a) For a first violation the person shall be warned only.
- (b) For a second violation and/or each subsequent violation, with each subsequent failure to cease and desist from the violation, regardless of lapse of time between the violations and/or the continued violation potentially giving rise to and constituting multiple violations, the person shall be subject to arrest, a fine of up to Five Hundred (\$500.00) Dollars and up to one (1) year in jail.

- (c) For violations by a household or a business where the individual operator or user is unknown, the head of such household or in the case of a business the

PUBLIC SERVICE COMMISSION
KENTUCKY
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JUL 04 2001

proprietor or an on-site or off-site officer of said business enterprise may be cited or arrested and charged for the offense.

Section 10. Severability. If any provision of this ordinance is declared unconstitutional, or the application thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the ordinance and its applicability to other persons and circumstances shall not be affected thereby.

Section 11. Effective Date. This ordinance shall take effect immediately upon adoption or passage by the Fiscal Court and publication.

Section 12. Effective Period. This ordinance will remain in effect until termination by action of the Fiscal Court.

This Ordinance shall be read and published in summary form, the full text being available for public inspection in the office of the County Judge-Executive and/or the County Clerk.

Dated this _____ day of _____, 1999.

ATTEST:

HENRY W. BERTRAM,
Pendleton County Judge-Executive

BONNIE MONROE,
Pendleton County Clerk

First reading: _____

Second reading: _____

Passage: _____

Publication: _____

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EFFECTIVE

JUL 04 2001